



526 Rec'd PCT/PTO 16 JUL 2001

7413-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

John Granville Kay et al.

Serial No. 09/807,167

Filed April 9, 2001

FLOOR COVERING MATERIAL AND
METHOD FOR PRODUCING SAME

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231 on July 11, 2001.

Thomas Q. Henry

Name of Registered Representative

Thomas Henry
Signature

July 11, 2001
Date of Signature

RESPONSE TO
NOTICE OF MISSING PARTS

Hon. Assistant Commissioner of Patents

Washington, D.C. 20231

Sir:

RECEIVED

31 JUL 2001

Legal Staff
International Division

In response to the Office Action dated April 30, 2001, please enter the enclosed Declaration of the inventors in the above-identified patent application. This Declaration has been executed by two of the three inventors. The third inventor, Grenville Seager, cannot be found or reached after diligent effort. He has apparently moved with no forwarding address.

Enclosed is the surcharge for late filing of \$65.00, along with the fee for a one-month extension of time. The Commissioner is hereby authorized to charge payment of any additional fees associated with this application or credit any overpayment to Deposit

Account No. 23-3030.

07/20/2001 MNGUYEN 00000024 09807167

~~01 FC:254~~

~~65.00 OP~~

09/19/2001 UEDUVIJE 00000113 233030 09807167

01 FC:122

65.00 CH

65.00 OP

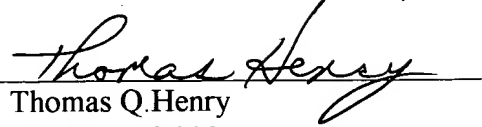
Adjustment date: 09/19/2001 UEDUVIJE
07/20/2001 MNGUYEN 00000024 09807167
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Respectfully submitted,

By:



Thomas Q. Henry

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PBA/NE/D088262PUS:TQH:133866

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MAY 04 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

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Moriarty & McNECommissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

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|----------------------|-----------------------|------------------|
| U.S. APPLICATION NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 09/807167 | KAY J | 7413-3 |

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| INTERNATIONAL APPLICATION NO. |
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PCT/GB99/03169

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|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 11 OCT 99 | 09 OCT 98 |

DATE MAILED: 30 APR 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):
- ☐ U.S. Basic National Fee.
 - ☐ Copy of the international application.
 - ☐ Oath or Declaration of inventors(s).
 - ☐ Copy of Article 19 amendments.
 - ☒ Priority Document.
 - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
 - ☐ Translation of Annexes to the International Preliminary Examination Report into English.
 - ☐ Indication of Small Entity Status.
 - ☐ Translation of the international application into English.
 - ☐ Translation of Article 19 amendments into English.
 - ☐ Other:
2. ☒ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.
- ☐ U.S. Basic National Fee.
 - ☐ Copy of the international application.
3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 - ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 - ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 - ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
4. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.
5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

5-30-01
ENTERED
6-30-01

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

- Enclosed: ☒ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875 ☐ PCT/DO/EO/920

Pat Booker, Paralegal

FORM PCT/DO/EO/905 (March 2001)

Telephone: 703-305-3738

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